

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

UNITED SERVICES AUTOMOBILE ASSOCIATION a Texas reciprocal inter-insurance exchange,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 2:18-CV-245 (JRG)
)	
WELLS FARGO BANK, N.A., a national banking association,)	JURY TRIAL DEMANDED
)	
Defendant.)	

**PLAINTIFF'S NOTICE OF DECISION DENYING INSTITUTION OF
COVERED BUSINESS METHOD PATENT REVIEW**

Plaintiff United Services Automobile Association (“USAA”) hereby provides notice that the Patent Trial and Appeal Board has denied initiation of a Covered Business Matter review of United States Patent No. 8,977,571, one of the patents before the Court. Attached to this Notice as Exhibit A is the PTAB’s decision. The Board found that: (1) “the ’571 patent’s solution to the addressed problem is rooted in technology, and thus, is a ‘technical solution’” (Exhibit A, 29); and (2) “Petitioner has not sufficiently persuaded us that the ’571 patent recites a technological solution that is not novel and nonobvious[.]” (Exhibit A, 30). As part of its analysis, the Board construed certain claim terms under the broadest reasonable interpretation standard that are also at issue in the claim construction briefing before this Court. (*See generally* Exhibit A, at 9-21).

Respectfully submitted,

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**Attorneys for Plaintiff United Services
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CERTIFICATE OF SERVICE

I hereby certify that, on May 15, 2019, a true and correct copy of the foregoing was served to all counsel of record via CM/ECF.

/s/ Robert Christopher Bunt
ROBERT CHRISTOPHER BUNT